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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

2014 JUN 18 P 3:25

BOB STUMP- Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

JUN 18 2014

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

ORIGINAL

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
MT. TIPTON WATER COMPANY, INC. FOR
A PERMANENT INCREASE IN ITS WATER
RATES AND CHARGES.

DOCKET NO. W-02105A-13-0415

PROCEDURAL ORDER**BY THE COMMISSION:**

On December 2, 2013, Mt. Tipton Water Company, Inc. ("Mt. Tipton") filed with the Arizona Corporation Commission ("Commission") an application for a permanent increase in its water rates and charges, using a test year ("TY") ending June 30, 2013.

On December 30, 2013, the Commission's Utilities Division Staff ("Staff") issued a Deficiency Letter.

On January 6, 2014, Staff issued a Sufficiency Letter stating that Mt. Tipton's application had met the sufficiency requirements outlined in Arizona Administrative Code ("A.A.C.") R14-2-103 and that Mt. Tipton had been classified as a Class C utility.

On January 13, 2014, by Procedural Order, the hearing was scheduled to commence on June 23, 2014; the pre-hearing conference was scheduled to be held on June 19, 2014; and other procedural requirements and deadlines were established.

On May 21, 2014, Staff filed its Direct Testimony.

On June 4, 2014, the Company filed its Rebuttal Testimony.

On June 11, 2014, Staff filed a Request for Extension of time to file its Surrebuttal Testimony. This Request was granted by a Procedural Order issued on June 12, 2014.

On June 13, 2014, Staff filed its Surrebuttal Testimony.

On June 18, 2014, Mt. Tipton filed its Rejoinder Testimony and a Motion to Reschedule Prehearing Conference, requesting that the pre-hearing conference scheduled for June 19, 2014, be

1 delayed for one hour to allow Mt. Tipton's counsel to attend a scheduling hearing in superior court
2 earlier that morning. Mt. Tipton asserted that Staff had been contacted and had no objection to the
3 delay.

4 Because Mt. Tipton has requested only a one hour delay, to which Staff does not object, Mt.
5 Tipton's Motion should be granted.

6 IT IS THEREFORE ORDERED that the pre-hearing conference in this matter, scheduled to
7 commence at 10:00 a.m. on June 19, 2014, in Hearing Room #1 at the Commission's offices in
8 Phoenix, is hereby **rescheduled to commence at 11:00 a.m.** on the same date and in the same
9 location.

10 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
11 31 and 38 and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.

12 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
13 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
14 Supreme Court Rule 42). Representation before the Commission includes appearances at all hearings
15 and procedural conferences, as well as all Open Meetings for which the matter is scheduled for
16 discussion, unless counsel has previously been granted permission to withdraw by the Administrative
17 Law Judge or the Commission.

18 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
19 Communications) applies to this proceeding and shall remain in effect until the Commission's
20 Decision in this matter is final and non-appealable.

21 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
22 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
23 hearing.

24 DATED this 18th day of June, 2014.

25
26 
27 SARAH N. HARPRING
28 ADMINISTRATIVE LAW JUDGE

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2 Copies of the foregoing mailed/delivered
this 18th day of June, 2014, to:

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